IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO. 142 OF 2006

Gauri Mahila Vividh Karyakari Sarva Seva Sahakari Sanstha Ltd. ...Petitioner

Versus

State of Maharashtra and Ors. ...Respondents.

Mr. Santosh Shetty, instructed by Mr. M.M. Vashi, for the petitioner.

Mr. G.W. Mattos, Assistant Government Pleader, for respondent Nos. 1, 3 and 4.

CORAM: **KSHITIJ R. VYAS, C.J.** &
S.C. DHARMADHIKARI, J.
DATE: **MARCH 01, 2006**.

P.C.

The grievance voiced in this petition is to the effect that the respondents have refused to consider the petitioners for supply of food under the Integrated Child Development Scheme on totally irrelevant ground, namely, that the petitioners did not apply for registration under the advertisement dated 16th October, 2005.

2. In the affidavit in reply filed by M.D. Borkhade, Deputy Commissioner, Special Nutrition Programme, he has stated that the Government has issued an order dated 25th January, 2006, inter alia,

stating therein that fresh advertisements would be issued in respect of the allotment of work under the said Scheme and that all those applications received in pursuance of the advertisement dated 17th October, 2005, be also considered along with those applications which would be received in pursuance of the fresh advertisement. In view of this, it is clear that the application of the petitioners, if it is subsequent to the cut off date, shall also be considered and, therefore, the grievance raised in the petition no more survives. The learned Assistant Government Pleader appearing for respondent Nos. 1, 3 and 4 has also made a statement to the aforesaid terms. We, therefore, see no substance in the petition. Petition is, therefore, disposed of without entering into other contentions of the petitioners.

CHIEF JUSTICE

S.C. DHARMADHIKARI, J.